

Message

From: Cullen, Raymond [cullen.raymond@epa.gov]
Sent: 4/27/2017 2:22:52 PM
To: Bahr, Ryan [bahr.ryan@epa.gov]
Subject: RE: Arcelor Mittal

Yes, they hire National Industrial Maintenance to contain and vacuum out the oil between the outfalls and the booms. National also places and replaces the booms. ArcelorMittal itself also has used a vacuum truck on occasion to remove oil sheen from within the containment areas.

The oil sheen is the only violation we witnessed during our inspection, and from what I can tell of the pictures SD took, there isn't evidence that any of it has escaped the booms. I think Pat's approach is reasonable. What about SD's pictures of the clarifier I showed you? Is there anything we should pursue there?

And regarding ArcelorMittal's status as a CWT as we discussed on Tuesday, the discharge from Outfall 001 includes treated wastewater from its Centralized Wastewater Treatment Plant. Because this discharge, along with the discharge from USS to the treatment plant, is subject to Part 420 – Iron and Steel Manufacturing and Part 433 – Metal Finishing, it is not subject to the CWT rules at Part 437, based on the following applicability language at 437.1:

(b) This part does not apply to the following discharges of wastewater from a CWT facility:

(1) Wastewater from the treatment of wastes that are generated on-site when the wastes generated on-site are otherwise subject to another part of subchapter N.

(2) Wastewater from the treatment of wastes that are generated off-site if the discharger: a) demonstrates that the off-site wastes are generated at a facility that is subject to the same provisions in 40 CFR subchapter N as non-CWT wastes generated at the CWT facility or b) demonstrates that the off-site wastes are of similar nature and the treatment of such wastes are compatible with the treatment of non-CWT wastes generated and treated at the CWT.

From: Bahr, Ryan
Sent: Wednesday, April 26, 2017 4:39 PM
To: Cullen, Raymond <cullen.raymond@epa.gov>
Subject: Arcelor Mittal

Ray,
I briefed Pat on this case. He wanted to know if the facility occasionally removes oil or sheen from the surface in between the outfall point and the booms. Do you know?

Assuming there are no other violations, If the sheen is no longer visible outside the booms, he's thinking maybe we send out inspection report with an informal letter asking what actions the facility has taken/will take to ensure that the discharge is not resulting in a visible sheen.

If that sounds okay, we can share that approach with the state tomorrow – on our regularly scheduled quarterly call. That call is at 1:00 in 15 A and you're welcome to attend if available. And, you can step out once we're done.